

United States District Court  
113 FEDERAL Building  
315 WEST ALLEGAN STREET  
LANSING, MICHIGAN 48933

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January 13, 2025 12:49 PM  
CLERK OF COURT  
U.S. DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
BY: piw

Alphonso Jordan #197964,  
vs Plaintiff,

CASE NO. 14-005404-01-FC

D. Hubble (ADW) /

PETITIONER'S MOTION FOR APPOINTMENT OF COUNSEL

PETITIONER ALPHONSO JORDAN, PURSUANT TO 42 U.S.C. 1915 REQUESTS  
THIS COURT TO APPOINT COUNSEL TO REPRESENT HIM IN THIS  
CASE FOR THE FOLLOWING REASONS:

- (a) PETITIONER IS NOT ABLE TO AFFORD COUNSEL...
- (b) PETITIONER HAS AN EXELLANT CHANCE OF SUCCESS, BUT THERE  
ARE SUBSTANTIAL DISPUTES...
- (c) THE ENDS OF JUSTICE WOULD BE BEST SERVED IN THIS CASE  
IF AN ATTORNEY WAS APPOINTED TO REPRESENT PETITIONER...
- (d) PETITIONER IS UNLEARNED IN LAW "[ MARTINEZ VS RYAN, 566 U.S.  
AT 12 ] ...

DATE: MON. 01-06-2025

BY: Alphonso Jordan  
ALPHONSO JORDAN #197964  
NORTH 6141 INDUSTRIAL DRIVE  
MUNISING MICHIGAN 49862  
[ IN PRO SE ]



UNITED STATES DISTRICT COURT  
113 FEDERAL BUILDING  
315 WEST ALLEGAN STREET  
LANSING, MICHIGAN 48203  
Date: Mon: 01-06-2025

Alphonso Jordan #197964  
Plaintiff,

VS

CASE NO. 14-005404-01-FC

P. Hubble (ADW),  
Defendant.

BRIEF IN SUPPORT OF  
PETITIONERS MOTION FOR APPOINTMENT OF COUNSEL:

FACTS:

§ 7.2 Indigent Rights to Counsel And the Effective ASSISTANCE of Counsel "[I]N ALL CRIMINAL PROSECUTIONS 'U.S. CONSTITUTION VI' FINANCIAL ASSISTANCE' FOR EXPERTS, INVESTIGATORS, AND THE LIKE... § 3.3 SUPRA SEE: EVITS VS LUCY, 469 U.S. 387 (1985), MARTINEZ VS RYAN, 566 U.S. AT 11. SEE: id AT 4-6, 6-7 SEE: § 7.7 ENN 158-59 AND ACCOMPANYING TEXT.

PRISONER WHO IS UNLEARNED IN LAW "[MARTINEZ VS RYAN, 566 U.S. AT 12] Typically will have NO WAY of knowing during the course of his litigations of ANY right to ASK for Attorney to RAISE the INITIALLY-APPOINTED Attorney affectiveness At trial AND/OR A PATENT CONFLICT OF INTEREST should they ARRISE AND ethically deciding weather OR NOT to ADVISE the PETITIONER to Request Appointment of New Counsel/Attorney...

(i) Indigent Prisoners Requests AN Attorney to Allege the Violations of Petitioners U.S. Constitutional Rights And Michigan Departmental Policies Set Fourth (PER) LANSING. (ii) such A lawyer would be Provided At State Expense Upon Request, AND such A lawyer will Provide DISCOVERY AND Newly Discovered Prosecutorial Misconduct AND/OR Cruel And Humaine Treatment, Cruel and UNUSUAL Punishment(s) AND other Procedurally defaulted claimes. "Principally" to false Allegation witch lead to Petitioners Discriminatory Actions taken Against him by and through this Administration here At Alger Correctional Facility.  
(Page 3)



6<sup>th</sup> Amendment: Right to Counsel and Effective Assistance of Counsel:

A petitioner Unlearned in law, May Not comply with the State Procedural Rules or May MisApprehend the Substantive details of Federal Constitutional Law. CE. eg, id., At 620-621 (Describing the Educational background of the prisoner Population) while in Prison, the Petitioner is Not in Any Position to develop the Eventual basis for a claim of Discriminatory Actions taken Against him, which often turns on Evidence outside a sworn Affidavit that this Administration Refuses to Provide.

Without the help of an Adequate Attorney, A prisoner will have similar difficulties vindicating a Substantial claim Set forth herein And throughout this Request for Legal Assistance.

Thus, the Adequate Assistance of Counsel whom is Require to Provide Investigative work And understanding of trial Strategy.

### "Argument"

Courts Consider several Factors to determine whether to Appoint Counsel. These include the Petitioner's Change of Success<sup>1</sup>; whether Petitioner is in A Position to investigate crucial Facts Necessary to Prove his Claims<sup>2</sup>; Whether there ARE disputable Fact and whether the facts disputed ARE Complicated OR Substantial; Lopez vs. REYES, 629 F. 2d 1151 (CA8, 1982); the Complexity of the la Mosby vs Mabry, 697 F. 2d 213 (CA8, 1982) b. Slavin vs Curry, 690 F. 2d 446 (CA. 5 1982)

Legal issues - where the law is NOT clear the Court should Appoint Counsel, MERRIT vs FAULKNER, 697.2d. 761 (CA. 7 1983); the Court should consider the Ability of the indigent Petitioner to Present his case. GORDAN vs LEEKE, 574 F. 2d 1147 (CA 4 1978).

### "RELIEF"

For these REASONS, PETITIONER RESPECTFULLY REQUEST that this Honorable Court will GRANT his motion TO Appoint COUNSEL.



Date: Mon. 01-06-2025

Respectfully Submitted  
by Alphonso Jordan  
IN PRO SE

Alphonso Jordan 197964  
Alger Maximum Correctional Facility  
North 6141 Industrial Park Drive

CC: File

Date: Mon. 01-06-2025

### CERTIFICATE OF SERVICE

I declare / declare ON Penalty or Perjury that ON  
01-06-2025 I served a copy of the attachment Motion  
AND BRIEF on All Clerk of the Court At the Address  
of Record by First Class LEGAL Expedited Mail.

DATE: MON. 01-06-2025

CC: File

Respectfully Submitted,  
by Alphonso Jordan  
Alphonso Jordan 197964  
Alger Maximum Correctional Facility  
North 6141 Industrial Park Drive  
Monising Michigan 49862

NAME: Alphonso Jordan #197964  
Number: ALGER Correctional Facility  
Address: North 64th Industrial Park Drive  
Address: Lansing, Michigan 48902

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UNITED STATES DISTRICT COURT  
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